

MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, APRIL 16, 2002
COUNTY COMMISSIONERS CHAMBERS, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
1:30 P.M.

Commissioners Present: Bob Workman, Chair
Bernie Heier, Vice Chair
Kathy Campbell
Larry Hudkins
Ray Stevens

Others Present: Kerry Eagan, Chief Administrative Officer
David Johnson, Deputy County Attorney
Bruce Medcalf, County Clerk
Trish Owen, Deputy County Clerk
Gwen Thorpe, Deputy Chief Administrative Officer

The Board of Commissioners meeting was convened at 1:30 p.m.

- 1) **MINUTES:** Approval of the minutes of the Board of Commissioners meeting held on Tuesday, April 9, 2002. (A copy of these minutes is on file in the office of the Lancaster County Clerk.)

MOTION: Heier moved and Campbell seconded approval of the minutes of the Board of Commissioners meeting dated April 9, 2002. Campbell, Heier, Workman and Stevens voted aye. Hudkins was absent from voting. Motion carried.

- 2) **SPECIAL PRESENTATIONS:**

A. Region V Annual Report - Dave Merrill, Executive Director of Region V.

Dave Merrill, Executive Director of Region V, appeared and disseminated documentation relating to Region V's annual report (Exhibit 1). He explained that the first page of the documentation was Region V's financial report and noted that as of February 28, 2002, Region V spent approximately \$184,000 more than they had taken in. Merrill also addressed the following areas included in the annual report:

2) **SPECIAL PRESENTATIONS CONTINUED:**

- ▶ Region V Committees
- ▶ Number of staff and number of people served
- ▶ Four programs in Lincoln

(Hudkins entered Chambers at 1:35 p.m.)

Karen Wolfe, Area Director of Lincoln-3 and Tim Kosier, Area Director of Lincoln-1 also appeared and presented overviews of their program areas.

3) **CLAIMS:** **Approval of all claims processed through Tuesday, April 16, 2002.**

MOTION: Stevens moved and Campbell seconded approval. Hudkins, Stevens, Workman, Heier and Campbell voted aye.

4) **PUBLIC HEARINGS:**

A. Lancaster County Keno Expenditure Budget.

The Chair opened the public hearing.

Kerry Eagan, Chief Administrative Officer, disseminated documentation entitled *Keno Fund Fiscal Year 2002 Adopted Budget* (Exhibit 2) and explained that the hearing was being held pursuant to the County's Keno policy which calls for public comment regarding the expenditure of Keno funds for certain projects.

Eagan noted the following possible additional projects for expenditure of Keno funds:

- ▶ Voter tabulation system for absentee ballots (\$24,386.75)
- ▶ Aerial photo project (\$10,000)
- ▶ Match for Nebraska Environmental Trust Grant for Wilderness South (\$50,000)
- ▶ Match for Saline Wetlands Grants (\$62,250)

Stevens stated it was his understanding that the cost for the Economic Development Coordinator would be taken from Keno funds.

4) **PUBLIC HEARINGS CONTINUED:**

Dave Kroeker, Budget and Fiscal Officer, said it was his understanding those monies would come from the Economic Development Fund rather than Keno funds.

The Chair asked if anyone else wished to testify.

No one appeared and the hearing was closed.

MOTION: Heier moved and Campbell seconded approval of the Lancaster County Keno Expenditure Budget including the following additional projects: Voter tabulation system for absentee ballots, aerial photo project, match for Nebraska Environmental Trust Grant for Wilderness South and the match for Saline Wetlands Grant. Stevens, Workman, Campbell, Hudkins and Heier voted aye. Motion carried.

5) **OLD BUSINESS:**

A. An agreement with Country Inn & Suites for room rental on May 8, 2002 from 8 a.m. to 5 p.m. for "Staff Development Day" for the Lancaster County Community Mental Health Center. The County shall pay \$500 for the rental of the Nebraska Ballroom. (C-02-0152)

MOTION: Heier moved and Campbell seconded approval. Heier, Workman, Hudkins, Campbell and Stevens voted aye. Motion carried.

B. A network provider contract between the Lancaster County Community Mental Health Center and Region V for services under Projects for Assistance in Transition from Homelessness (PATH), beginning October 1, 2001 to September 30, 2002. The County shall receive up to \$32,500. The County match is \$10,833. The indicated budget is \$61,635. (C-02-130)

MOTION: Campbell moved and Heier seconded approval. Campbell, Stevens, Workman, Heier and Hudkins voted aye. Motion carried.

6) **NEW BUSINESS:**

A. Appraisal contracts between the Lancaster County Engineering Department and Great Plains Appraisal Company, in the total amount of \$17,550, at the following locations:

- ▶ **Northwest 70th Street - Superior to Adams Streets; Project C55-M-407/408(1) (C-02-161)**
- ▶ **Northwest 84th Street - Adams Street to Highway 34; Project C55-EM-401(1) (C-02-0160)**

MOTION: Campbell moved and Stevens seconded approval. Heier, Workman, Stevens, Campbell and Hudkins voted aye. Motion carried.

B. A software license agreement with Maximus, Inc. for the use of FACTS/plus consisting of computer software programs and basic related materials pertinent to said programs. The system will assist the County in maintaining its inventory of real and personal property. The County will pay \$10,000 for the license. (C-02-0164)

Tim Genuchi, Accountant in the County Clerk's Office, explained that the software license agreement was the next step in meeting requirements relating to the Governmental Accounting Standards Board (GASB).

David Johnson, Deputy County Attorney, made the Board aware that there was a provision for an escrow agreement which would cost the County an additional \$3,700. He explained that the escrow agreement would give the source codes to a third party which would allow the County the ability to recreate the system in the event information was lost.

MOTION: Campbell moved and Heier seconded approval. Stevens, Hudkins, Heier, Workman and Campbell voted aye. Motion carried.

C. Change Order Number 6 for the following in connection with the Lancaster County Juvenile Detention Center: (C-00-127:6)

- ▶ **RRFP#68** deletes gypsum ceilings from plumbing chases.
- ▶ **RRFP#84r** adds a speaker hole into glass at the Assessment Center.
- ▶ **RRFP#85** provides flow switch connections in Office EF3, JK5, CD3, and AB3 and adds a smoke detector in Sub Dayroom AB7.
- ▶ **RRFP#86** adds key switches to doors AB1 and AB1a.

6) **NEW BUSINESS CONTINUED:**

- ▶ **RRFP#87** relocates boiler emergency shut down switch from the bottom to the top of the stairs at M23.
- ▶ **RRFP#88** makes hardware modifications at doors M4, L8 and L8a.
- ▶ **RRFP#89** installs 24 volt cabling from the ceiling of "K" Dayroom to Control Room S1.
- ▶ **RRFP#90** changes four standard sprinkler heads to institutional heads.
- ▶ **RRFP#91** adds a fire alarm horn and a strobe on the north wall of Reception L32 per State Fire Marshall instructions.
- ▶ **RRFP#92** provides cabling in conduit from each mower gate to the control room to monitor gate position.
- ▶ **RRFP#93** relocates basketball goals in the outdoor recreation areas. This would make it more difficult for a resident to climb onto the overhead structure.
- ▶ Credit for February rent of Airpark facility per Change Order Number One.

TOTAL = \$15,574

MOTION: Heier moved and Campbell seconded approval. Workman, Campbell, Hudkins, Stevens and Heier voted aye. Motion carried.

D. Acceptance of the Substance Abuse Action Plan for 2002-2005 which was completed in conjunction with the Community Services Implementation Project Behavioral Health Coalition.

Kit Boesch, Human Services Administrator, appeared and gave a summary of the Substance Abuse Action Plan, noting the three goals of the plan:

1. Reduction in the amount of substance abuse among youth and adults.
2. Address policies and practices to better enable the community to have affordable and available treatment.
3. Change public attitude.

MOTION: Hudkins moved and Stevens seconded acceptance of the Substance Abuse Action Plan for 2002-2005. Hudkins, Workman, Heier, Campbell and Stevens voted aye. Motion carried.

6) NEW BUSINESS CONTINUED:

E. Promotion to Attorney II and salary increases for the following employees in the County Attorney's Office, effective April 18, 2002:

<u>Individual</u>	<u>Current Salary</u>	<u>Attorney II Promotion</u>
Holly Parsley	\$51,000	\$53,000
Barb Armstead	\$51,000	\$53,000
Steve Schmidt	\$51,000	\$53,000
Keith Allenstein	\$51,000	\$53,000
David Johnson	\$55,000	\$57,000
Matt Acton	\$53,000	\$55,000

MOTION: Campbell moved and Stevens seconded approval.

The Commissioners expressed their appreciation for a job well done by Dave Johnson in working with the Board.

ROLL CALL: Campbell, Heier, Stevens, Workman and Hudkins voted aye. Motion carried.

F. A one step pay increase, due to exceptional circumstances, for Monica Ross, an employee in the Lancaster County Public Defender's Office.

MOTION: Campbell moved and Heier seconded approval. Hudkins, Campbell, Stevens, Heier and Workman voted aye. Motion carried.

G. A request from the Personnel Officer and the Juvenile Detention Center, pursuant to Personnel Rule 17.9(b), to advance Kris Forch, Juvenile Detention Officer, from an hourly rate of \$15.603 to \$16.295, period beginning February 7, 2002.

MOTION: Heier moved and Campbell seconded approval. Campbell, Hudkins, Heier, Workman and Stevens voted aye. Motion carried.

H. A political subdivision tort claim filed against the Lancaster County Corrections Department by Alison M. Pesek, in the amount of \$250, for lost property.

MOTION: Campbell moved and Hudkins seconded to accept the Director's recommendation and deny the tort claim filed by Alison M. Pesek. Heier, Campbell, Stevens, Hudkins and Workman voted aye. Motion carried.

6) **NEW BUSINESS CONTINUED:**

I. A political subdivision tort claim filed against the Lancaster County Corrections Department by Thomas Yoder for a lost breakfast.

Johnson gave an overview of the claim and indicated it was the recommendation of the Director to deny the claim.

MOTION: Heier moved and Campbell seconded to accept the Director's recommendation and deny the tort claim filed by Thomas Yoder. Stevens, Workman, Heier, Campbell and Hudkins voted aye. Motion carried.

7) **CONSENT ITEMS:** These are items of business that are routine and which are expected to be adopted without dissent. Any individual item may be removed for special discussion and consideration by a Commissioner or by any member of the public without prior notice. Unless there is an exception, these items will be approved as one with a single vote of the Board of Commissioners. These items are approval of:

The Chair requested that Consent Items 7F and 7G be acted on separately because Commissioner Heier has a conflict of interest.

A. Receive and Place on File:

1. Register of Deeds Monthly Report for March, 2002.
2. Records and Information Management's Monthly report for March, 2002.
3. Sheriff's Report of Fees for March, 2002.

B. Setting of a public hearing for Tuesday, May 7, 2002 at 1:30 p.m. in the County Commissioners Chambers, Room 112, on the first floor of the County-City Building regarding an application for a Corporate Manager, for Patrick J. Lloyd, in connection with a liquor license for the Nebraska State Board of Agriculture d/b/a Nebraska State Fair located at 1800 State Fair Park Drive in Lincoln, Nebraska.

C. Request from Chris Fisser, an employee with the Lancaster County Engineering Department, to voluntarily participate in the County's Retirement Plan.

D. Request from Thao Tran, an employee with the Lancaster County Attorney's Office, to voluntarily participate in the County's Retirement Plan.

7) CONSENT ITEMS CONTINUED:

- E. A software maintenance agreement with Maximus Inc. for the FACTS/plus system. The agreement commences 90 days after the initial purchase of the software. The County will pay \$1,500 for the 12 month maintenance period. (C-02-0-163)
- F. A resolution in the matter of Special Permit 191, Pheasant Pointe Community Unit Plan, consisting of nine single family lots on property generally located at South 148th Street and Yankee Hill Road in Lincoln, Lancaster County, Nebraska. (R-02-0037)
- G. A resolution in the matter of City/County Preliminary Plat 01022, Pheasant Pointe, consisting of nine lots and four outlots on property generally located at South 148th Street and Yankee Hill Road in Lincoln, Lancaster County, Nebraska. (R-02-038)
- H. A leasehold contract relating to right-of-way acquisition between the Lancaster County Engineering Department and Harold Otto, in the amount of \$10, on Saltillo Road from 84th Street to 98th Street; Project C55-PQ-406(1). (C-02-0154)
- I. Right-of-way contracts relating to road improvements between the Lancaster County Engineering Department and the following:
 - ▶ David L. and Eileen E. Brhel, in the amount of \$78.75, at 13500 West Denton Road; Project C55-N-404(1). (C-02-0155)
 - ▶ Judith Fricke, in the amount of \$290, on South 112th Street 1,725 feet south of A Street; Project C.P.J-134. (C-02-0156)
 - ▶ University of Nebraska Foundation, in the total amount of \$555, two-tenths of a mile south of the intersection of North 112th Street and Havelock Avenue; Project C.P.J-121. (2 contracts) (C-02 -0157 and C-02-0158)
 - ▶ Karl J. and Phyllis E. Hartman, in the amount of \$30,000, at 27909 South 82nd Street; Project C55-X-402(5), Firth Viaduct. (C-02-0159)

MOTION: Campbell moved and Hudkins seconded approval of Consent Item 7F and Consent Item 7G. Hudkins, Stevens, Workman and Campbell voted aye. Heier abstained from voting. Motion carried.

7) **CONSENT ITEMS CONTINUED:**

MOTION: Campbell moved and Heier seconded approval of the remaining Consent Items, excluding items 7F and 7G.

David Johnson, Deputy County Attorney, noted that the start date of Consent Item 7E would be April 15, 2002 rather than April 16th.

ROLL CALL: Workman, Hudkins, Campbell, Stevens and Heier voted aye.
Motion carried.

8) **ADJOURNMENT:**

MOTION: At 2:15 p.m. Campbell moved and Hudkins seconded adjournment of the Board of Commissioners meeting. Stevens, Workman, Campbell, Hudkins and Heier voted aye. Motion carried.

Bruce Medcalf
County Clerk

**MINUTES
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, APRIL 16, 2002
COUNTY COMMISSIONERS CHAMBERS, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
IMMEDIATELY FOLLOWING THE REGULAR BOARD OF COMMISSIONERS
MEETING**

Commissioners Present: Bob Workman, Chair
Bernie Heier, Vice Chair
Kathy Campbell
Larry Hudkins
Ray Stevens

Others Present: Connie Ahlschwede, County Assessor's Office
Kerry Eagan, Chief Administrative Officer
David Johnson, Deputy County Attorney
Bruce Medcalf, County Clerk
Trish Owen, Deputy County Clerk
Gwen Thorpe, Deputy Chief Administrative Officer

The Board of Equalization meeting was convened at 2:15 p.m.

- 1) **MINUTES:** Approval of the minutes of the Board of Equalization meeting held on Tuesday, April 9, 2002. (A copy of these minutes is on file in the office of the Lancaster County Clerk.)

MOTION: Stevens moved and Campbell seconded approval of the minutes of the Board of Equalization dated April 9, 2002. Campbell, Hudkins, Workman, Heier and Stevens voted aye. Motion carried.

- 2) **ADDITIONS AND DEDUCTIONS:**

Approval of 154 additions and deductions to the tax assessment rolls per Exhibit A.

MOTION: Heier moved and Campbell seconded approval. Stevens, Workman, Heier, Campbell and Hudkins voted aye. Motion carried.

4) **MOTOR VEHICLE TAX EXEMPTIONS FOR THE FOLLOWING:**

**Blessed Sacrament - Boy Scouts #44
Calvary United Methodist Church
Mid-America Union Conference of Seventh-day Adventists
The Salvation Army**

MOTION: Heier moved and Stevens seconded approval of the motor vehicle tax exemptions. Workman, Hudkins, Campbell, Stevens and Heier voted aye. Motion carried.

5) **ADJOURNMENT:**

MOTION: At 2:18 p.m. Hudkins moved and Stevens seconded adjournment of the Board of Equalization meeting. Hudkins, Stevens, Workman, Heier and Campbell voted aye. Motion carried.

Bruce Medcalf
County Clerk